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Attorney for the United States

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

PAUL G. SHEARER	)	
	)	
Plaintiff,	)	
	)	
V.	)	3:03-cv-0263-CV-JKS
	)	(Consolidated)
UNITED STATES OF AMERICA,	)	
DIRK KEMPTHORNE, Secretary of	)	
the Interior, the DEPARTMENT	)	
OF THE INTERIOR, the NATIONAL	)	MOTION OF THE UNITED STATES
PARK SERVICE.	)	FOR ENLARGEMENT OF TIME
	)	
Defendants.	)	
	)	

The United States of America, Dirk Kempthorne, Secretary of the Interior; the Department of the Interior; and the National Park Service, move the Court for an order granting them an enlargement of time to and including July 20, 2007, in which to file a response to the Second Amended Complaint (Docket Entry No. 114).

In support of the above motion, the United States shows:

1. Pursuant to the Order (Docket Entry No. 110), plaintiff Paul G. Shearer was granted leave to file a Second Amended Complaint. This order at 3 provides that the Government may present any objections to this complaint in a motion to dismiss.

The Second Amended Complaint (Docket Entry No. 114) was served on defendants on April 6, 2007. Defendants' response to this complaint was due April 20, 2007. Defendants previously moved and were granted enlargement of times through and including June 20, 2007, in which to file a response to that complaint. See Docket Entry Nos. 115, 116, and 117.

2. Defendants have extensive specific objections they wish to file to Second Amended Complaint. Given the extensive nature of Defendants objections, additional time was needed to prepare and file the appropriate motion to dismiss. The parties have also been in active settlement negotiations during this period of time, and are now considering a proposal that could resolve most of the claims presented in the Second Amended Complaint (Docket Entry No. 114), and effect the scope of any motion to dismiss that might be filed.

Dated this 20th day of June 2007.

/s/ Dean K. Dunsmore  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 20<sup>th</sup> day of June 2007 a copy of the foregoing Motion of the United States for Enlargement of Time together with a Proposed Order were served by placing said copies in a postage prepaid envelope, addressed to that person at the place and address stated below, and by depositing said envelope and contents in the United States mail at Anchorage, Alaska.

Paul G. Shearer  
Kathryn A. McCready  
1532 Meadows Drive  
Lake Oswego, Oregon 97034

/s/ Dean K. Dunsmore  
Dean K. Dunsmore